

January 14, 1992 LB 522

these type of things, I think those people are subject to the check. So, really, I think that the bill covers what we really need to cover and I think that the amendment, as I see it, is one strictly for harassment and I have problems with it. I won't support the amendment. Thank you.

PRESIDENT MOUL: Thank you, Senator Dierks. Senator Beutler.

SENATOR BEUTLER: Senator Dierks, a few questions if I may. I assume you would agree, to begin with, that the best interests of the children is what this bill is all about and what we're trying to decide here is whether these rather Draconian means, at least in terms of our history, are required for the best protection of the children or best interest of the children. And there are also several provisions in here that give me some pause as to whether we are really thinking about the best interest of the children and let me ask you two or three questions about different elements of the bill that do give me some pause. First of all with regard to the enabling language, it says that a school district may, as a condition of employment, require these tests, so some school districts may and some may not, is that correct?

SENATOR DIERKS: Well, the committee amendments changed that to make it shall.

SENATOR BEUTLER: Okay, so we are at shall.

SENATOR DIERKS: Yes.

SENATOR BEUTLER: Okay, and so they all shall. Now the law is applicable not only to teachers and child care providers but for all teaching and nonteaching employees. Has that been changed or is that still in there?

SENATOR DIERKS: No, that's still so, noncertified, certified and noncertified.

SENATOR BEUTLER: Does the committee amendment that says that all shall review it, does that apply to all different types of employees or just to teachers?

SENATOR DIERKS: All shall what?

SENATOR BEUTLER: That all shall be reviewed or verified?